

Enlarged - 1841



LETTERS PATENT

In favour of the

ORPHAN HOSPITAL.



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In favours of the

ORPHAN HOSPITAL.

GEORGE R.

OUR SOVEREIGN LORD CONSIDERING,
That an humble Petition hath been presented to his Majesty
by *Thomas Dundas* of *Fingask* Merchant and late Baillie of
Edinburgh, Preses, and in name of a general Meeting of the
Contributers towards erecting an *Orphan Hospital and Work-house in*
Edinburgh, SETTING FORTH, That notwithstanding of the many
excellent Laws made, in that Part of his Majesty's Kingdom called *Scot-*
land, for the Education and Entertainment and setting to Work the Poer
thereof; great Numbers of Children, Orphans, or whose Parents cannot
bear the Charges of their Education and Maintenance, are abandoned to
Ignorance, Idleness and Vice, and so become a great Burden when young,
and a much heavier when old, upon Society; AND THAT they, taking
this into Consideration, had, for remedying of the said Evils, AGREED
to give and mortify certain Sums of Money to be applied for defraying
the Charge of maintaining the said destitute Children, and instructing them
in Reading, Writing and Arithmetick, in the Principles of our most ho-
ly Religion, and in such Trades, Labour, Handycrafts and Offices as upon
proper Trial and Examination should be found best adapted to their sever-

ral Genius's and Capacities; AND THAT the Design was approven of by
 several Persons of Distinction, as well Nobility as others, and by the Lords
 of Session, the Magistrates and Town-council of the City of *Edinburgh*,
 the Faculty of Advocates, the Society of Clerks to the Signet, and many
 other charitable Persons, as also by several Synods and Presbyteries of the
 Church of *Scotland*; AND THAT the said Contributors had in several
 General Meetings considered of, and agreed to, certain Rules for the bet-
 ter Management of the said *Orphan Hospital and Work-house*. AND
 HIS MAJESTY UNDERSTANDING that the said Contributors
 have already made a considerable Progress towards the erecting and esta-
 blishing of the said *Orphan Hospital and Work-house*, and judging that
 the foresaid Design, if rightly managed, may prove a great Benefit, not
 only to the Poor, but likewise to the Nation in general, and tend much
 to the Encouragement of Piety, Charity and Industry; DOES THERE-
 FORE APPOINT a Patent to be past and exped under the Seal ap-
 pointed by the Articles of Union to be kept and used in *Scotland* in place
 of the Great Seal thereof, CONSTITUTING, ERECTING and INCOR-
 PORATING, as his Majesty for himself and his Royal Successors, by these
 Presents, CONSTITUTES, ERECTS, INCORPORATES and perpetually
 ESTABLISHES and CONFIRMS his Majesty's Trusty and Well-beloved,
 the Lord Justice-General for *Scotland*, the Lord President of the Court
 of Session in *Scotland*, and the Senior Senator of the College of Justice;
 his Majesty's Advocate for *Scotland*; the Lord Justice-Clerk; the Lord
 Chief Baron of Exchequer in *Scotland*, and Senior Baron of that Court;
 the Lord Provost of *Edinburgh*, the Dean of Gild and Treasurer of the
 said Burgh; his Majesty's Solicitor for *Scotland*; the Dean of Faculty of
 Advocates, and Treasurer to the said Faculty; the Keeper of his Majesty's
 Signet in *Scotland*; the Treasurer to the Society of Clerks to his Majesty's
 Signet in *Scotland*, and the Senior Commissioner for the said Society; the
 Moderator of the Presbytery of *Edinburgh*; the Senior Minister of the
 City of *Edinburgh*; the Principal of the University of *Edinburgh*, and
 Professor of Divinity of the said University; the Preses of the Royal
 College of Physicians there; the Professor of Anatomy there; the Master
 of the Merchant Company there; the Deacon-Conveener of the Trades
 of *Edinburgh*; the Deacon of the Surgeons there, and the Deacon of the
 Weavers there, all now for the Time being, and their Successors in their
 respective Offices; AS ALSO *John Earl of Hoptoun*, *Patrick Campbell*
of Manzie one of the Senators of the College of Justice, *Mr. William*
Car-

Carmichael of *Skirling* Advocate, *Sir Gilbert Eliot* of *Stobs* Baronet, Colonel *John Erskine* of *Carnock*, *Daniel Campbell* of *Shawfield*, Mr. *George Buchan* of *Cumledge*, Mr. *James Nimmo* Receiver-General of his Majesty's Excise, Mr. *Patrick Haldane* of *Bearcrofts* Advocate, Mr. *Alexander Boswall* of *Auchinleck* Advocate, Mr. *George Logan* Minister of the Gospel in *Edinburgh*, Mr. *Alexander Webster* Minister of the Gospel there, Mr. *John Hepburn* Minister of the Gospel there, Doctor *James Dundas* Physician in *Edinburgh*, Doctor *John Boswall* Physician there, *Thomas Dundas* of *Fingask* Merchant and late Baillie of *Edinburgh*, *Alexander Arbuthnot* of *Knox* Merchant and late Baillie there, *John Cochran* of *Alderstoun* Merchant and late Baillie there, *John Coutts* Merchant and present Baillie there, *John Wilson* Merchant and present Baillie there, *George Millar* Merchant and late Baillie there, *William Hamilton* Brewer and late Baillie there, *Alexander Young* Writer there, *Alexander Christie* Writer there, *Robert Tod* Merchant there, *Archibald Wallace* Merchant there, *John Inglis* Merchant there, *William Braidwood* Candlemaker there, *John Young* Taylor there, *John Murray* Merchant there, *William Henderson* Merchant there, *Gilbert Laurie* Surgeon-Apothecary there, *Robert Fleming* Printer there, *Thomas Gairdner* Merchant there and Treasurer to the Hospital, *Alexander Chalmers* Merchant there Accountant to the Hospital, *Archibald Cockburn* Merchant there Comptroller to the Hospital, *Alexander Stevenson* of *Montgreenan* Writer to the Signet, *Hugh Crawford* Writer to the Signet, *William Millar* Writer to the Signet, *John Paton* Book-seller in *Edinburgh*, *Nicol Spence* Writer there, *William Robertson* of *Falside* Writer to the Signet, Mr. *William Hog* Merchant in *Edinburgh*, *Thomas Trotter* Merchant there, *James Milroy* Merchant there, *Andrew Thomson* Brewer there, *James Stirling* Merchant there, *John Forrest* Merchant there, *Thomas Lumisden* Printer there, *Archibald Stewart* Merchant there, *Alexander Mason* Merchant there, *John Kennedy* Surgeon-Apothecary there, *George Cuninghame* Surgeon-Apothecary there, *William Wardrobe* Surgeon-Apothecary there, *John Wallace* Surgeon-Apothecary there, *Alexander Alison* Deputy-Receiver of Excise in *Edinburgh*, *William Walker* Writer there, *William Adam* Architect there, and *James Wilson* Smith there, AND SUCH other Persons as shall be elected in manner after directed, INTO one Body Politick and Corporate, or legal Incorporation and Society in Deed and Name, under the Name and Title of **THE ORPHAN HOSPITAL and WORKHOUSE at EDINBURGH;** and as such Corporation, and by such

such Name, to have a perpetual Succession. **AND HIS MAJESTY WILLS, GRANTS AND DECLARES,** That the said Corporation and their Successors foresaid, by the Name foresaid, shall have full Power, and be able and capable in Law, to purchase, take, hold and enjoy in Fee heritably and irredeemably, for the Use and Behoof of the said Corporation, any Lands, Tenements, Houses, Annuities, Jurisdictions and other Heritages, not exceeding in the Whole the clear yearly Rent of *One thousand Pounds Sterling*, after Deduction of Feu-duties or chief Rent, Cesses, Ministers or Schoolmasters Stipends and Fees, and other publick Burdens: **AND, FOR THAT END,** to take, receive and enjoy, for the Behoof foresaid, **ALL** and whatever Mortifications and Donations of Heritages, Goods, Money, and other Estates and Effects real and personal, which are already or shall hereafter be made, given or granted in favours of the said Corporation; **AND TO EMPLOY** and bestow such Heritages, Goods, Money, Estates and Effects real and personal, so purchased, gifted and mortified, and Produce and Proceeds thereof, for and towards the Maintenance and Instruction of Children in the Hospital and Work-house of the said Corporation, and Government and Service thereof, and of the said Children, in such Manner as the said Corporation and their Successors, or major Part of such of them as shall convene at their General Meetings herein after-directed, shall think reasonable and proper; **AND ALSO** to sell and dispose of such Lands and other Heritages purchased and acquired, or to be purchased and acquired by the said Corporation or their Successors, as they, or major Part of them as shall convene at their general Meetings herein after-directed, shall judge profitable and convenient for the said Corporation. **PROVIDED ALWAYS,** That such Sale and Disposal of any Part of their Heritages be made with the Consent and Approbation of his Majesty's Trusty and Well-beloved, the Lord Justice-General, the Lord President of the Court of Session, the Lord Chief Baron of the Court of Exchequer, the Lord Justice-Clerk, his Majesty's Advocate, and his Majesty's Solicitor for *Scotland*, the Lord Provost of *Edinburgh*, and the Keeper of his Majesty's Signet in *Scotland*, all of them for the Time being, or any Three of them: **AND THAT** the said Corporation, and their Successors by Name foresaid, may and shall sue and be sued, plead and defend in all Actions and Processes whatever, Civil or Criminal, and act and do all and every other lawful Matter and Thing, in as ample Manner and Form as any other Body Politick or Corporate, or any other his Majesty's Subjects, but with and under the Provisions before-written; and

and may have a common Seal for the publick Business of the said Corporation, and break, make new and alter the same at Pleasure: AND that the said Corporation and their Successors shall and may make, constitute and ordain, and again repeal or alter, such and so many By-laws, Constitutions, Rules and Ordinances, as they, or major Part of such of them as shall convene at any of their general Meetings herein after directed, shall judge necessary and convenient for the well ordering and governing of the said Corporation, and the Officers thereof, and Children to be maintained and instructed in the Hospital and Work-house of the same; and with and under such Mulcts and Penalties upon the Transgressors or Disobeyers as they shall think reasonable; PROVIDED ALWAYS, That such By-laws and Rules be not contrary to the true Intent and Meaning of these Presents, or repugnant to the Laws and Statutes of the Kingdom. AND, for the better Execution of the Purposes aforesaid, his Majesty hereby GIVES and GRANTS to the said Corporation, and their Successors, full Power and Authority, that they, and their Successors for ever, may meet and convene four Times in the Year, or oftner, at such Times and Places as they shall think fit, for the better Management of the Estate and Affairs of the said Corporation, these Times and Places being always settled and determined by the By-laws thereof; and, at such Meetings, the said Corporation and their Successors, or major Part of them who shall convene thereat, shall and may chuse and elect such Person or Persons to be Members of the said Corporation, besides these herein appointed, as they or said major Part shall think beneficial to the same, such Persons so to be elected being always Contributors or Donors of some Money less or more for the Use and Benefit of the said Corporation; and shall and may chuse and elect yearly, out of the Members of the said Corporation for the Time being, Fifteen Persons to be Managers of the said Corporation; and shall and may elect and chuse any Person or Persons to be Treasurers, Clerks, Accountants, Comptrollers, Masters, and such other Officers or Servants one or more, as shall be thought necessary for the said Corporation or Children, and with such Salaries, Fees and Allowances as the said Corporation shall think reasonable. PROVIDED ALWAYS, that none of the Managers shall be capable to be elected Treasurer, or into any other Office dependent upon the Corporation, during the Time of his being a Manager; and which Managers shall continue in that Office for no longer Space than one Year, unless re-chosen, and until the first general Meeting thereafter; and, in case of the Death or Incapacity of

of any one of them, his Room and Place shall be filled up by another Member to be chosen by the next general Meeting thereafter, and to continue till the next general Election; but the said Treasurer and other Officers may continue in their respective Offices for such Space of Time as by the By-laws of the said Corporation from Time shall be appointed: **AND** that the said Fifteen Managers, or any Five of them, shall have the Management, Direction and Government of all and sundry the Estates and Effects real and personal, and other Interest and Concerns, Affairs and Business of the said Corporation, and of the Officers thereof, and Children instructed and maintained thereby, and may meet when and where they please for that Purpose; but shall act and manage according to the By-laws and Ordinances of the said Corporation, so far as shall be therein directed. **AND HIS MAJESTY** ordains the said Letters Patent to be past under the foresaid Seal appointed in place of the Great Seal of Scotland, *per saltum*, and without passing any other Seal; and for which these Presents shall be to the Lord Keeper of the said Seal, and to the Director of his Majesty's Chancery, a sufficient Warrant. **GIVEN** at his Majesty's Court at *Kensington*, the Twenty fifth Day of *June* One thousand seven hundred and forty two, in the Sixteenth Year of his Majesty's Reign.

TWEEDDALE.

This Patent, being translated into Latin, past the Seals the 6th and 12th Days of August 1742.

